

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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MAY 26 2005

IN RE APPLICATION

OF: KLEMM

CONFIRMATION No.: 2458

SERIAL No. 09/782,304

GROUP ART UNIT: 3727

FILED: FEBRUARY 14, 2001

EXAMINER: MOY, JOSEPH MAN

FOR: INNER CONTAINER FOR HOUSEHOLD DEVICES

I hereby certify that this correspondence is being facsimile  
transmitted to the US Patent and Trademark Office (703) 872-  
9306 on May 26, 2005

(Sabine Berg)

Honorable Commissioner for Patents  
Alexandria, Virginia 22313-1450

Petition UNDER 37 C.F.R. §1.313(c)

Sir,

Applicant hereby petitions Commissioner of Patents under 37  
C.F.R. §1.313(c)(2) to withdraw the above named patent from  
issue. Applicant encloses herewith a request for continued  
examination and an information disclosure statement therewith as  
a submission.

FEE UNDER 37 C.F.R. §1.17(h):

The respective \$130.00 fee set forth in 37 C.F.R. §1.17(h)  
for this petition is to be paid by credit card (Form PTO-2038  
enclosed)

Please charge any shortage in fees due in connection with  
the filing of this paper to Deposit Account No. 14 1437 please  
credit any excess fees to such deposit account. 03727/2003 BRUNNER 00000051 09782304  
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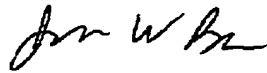
Respectfully submitted,

Serial No.: 09/782,304

Klemm

DT000031

NOVAK DRUCE & QUIGG, LLP



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Reg. No. 51,505

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PTO/SB/17p (11-04)

Approved for use through 07/31/2007. OMB 0651-0031

U.S. Patent and Trademark Office, U.S. DEPARTMENT OF COMMERCE

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<b>PETITION FEE</b> <b>Under 37 CFR 1.17(f), (g) &amp; (h)</b> <b>TRANSMITTAL</b> (Fees are subject to annual revision)  Send completed form to: Commissioner for Patents P.O. Box 1450, Alexandria, VA 22313-1450	Application Number	09/782,304
	Filing Date	02-14-2001
	First Named Inventor	KLEMM et al.
	Art Unit	3727
	Examiner Name	MOY, Joseph Man
	Attorney Docket Number	0732/000031

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Enclosed is a petition filed under 37 CFR 313 (c) that requires a processing fee (37 CFR 1.17(f), (g), or (h)). Payment of \$ 130.00 is enclosed.

This form should be included with the above-mentioned petition and faxed or mailed to the Office using the appropriate Mail Stop (e.g., Mail Stop Petition), if applicable. For transmittal of processing fees under 37 CFR 1.17(i), see form PTO/SB/17i.

**Payment of Fees** (small entity amounts are NOT available for the petition fees)

☒ The Commissioner is hereby authorized to charge the following fees to Deposit Account No. 14.1437:

☐ petition fee under 37 CFR 1.17(f), (g) or (h) ☒ any deficiency of fees and credit of any overpayments

Enclose a duplicative copy of this form for fee processing.

☐ Check in the amount of \$ \_\_\_\_\_ is enclosed.

☒ Payment by credit card (Form PTO-2038 or equivalent enclosed). Do not provide credit card information on this form.

**Petition Fees under 37 CFR 1.17(f): Fee \$400 Fee Code 1482**

For petitions filed under:

- § 1.63(e) - to record a filing date.
- § 1.67(a) - to record a filing date.
- § 1.182 - for decision on a question not specifically provided for.
- § 1.183 - to suspend the rules.
- § 1.378(e) - for reconsideration of decision on petition refusing to accept delayed payment of maintenance fee in an expired patent.
- § 1.741(b) - to record a filing date to an application under § 1.740 for extension of a patent term.

**Petition Fees under 37 CFR 1.17(g): Fee \$200 Fee Code 1483**

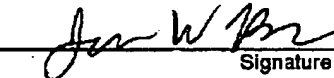
For petitions filed under:

- § 1.12 - for access to an assignment record.
- § 1.14 - for access to an application.
- § 1.47 - for filing by other than all the inventors or a person not the inventor.
- § 1.88 - for expungement of information.
- § 1.103(a) - to suspend action in an application.
- § 1.136(b) - for review of a request for extension of time when the provisions of section 1.138(a) are not available.
- § 1.295 - for review of refusal to publish a statutory invention registration.
- § 1.296 - to withdraw a request for publication of a statutory invention registration filed on or after the date the notice of intent to publish issued.
- § 1.377 - for review of decision refusing to accept and record payment of a maintenance fee filed prior to expiration of a patent.
- § 1.550(c) - for patent owner requests for extension of time in ex parte reexamination proceedings.
- § 1.868 - for patent owner requests for extension of time in inter partes reexamination proceedings.
- § 5.12 - for expedited handling of a foreign filing license.
- § 5.16 - for changing the scope of a license.
- § 5.26 - for retroactive license.

**Petition Fees under 37 CFR 1.17(h): Fee \$130 Fee Code 1464**

For petitions filed under:

- § 1.19(g) - to request documents in a form other than that provided in this part.
- § 1.84 - for accepting color drawings or photographs.
- § 1.91 - for entry of a model or exhibit.
- § 1.102(d) - to make an application special.
- § 1.128(c) - to expressly abandon an application to avoid publication.
- § 1.313 - to withdraw an application from issue.
- § 1.314 - to defer issuance of a patent.



Signature

Jason W. Bryan

Typed or printed name

May 26, 2005

Date

51,505

Registration No., if applicable

This collection of information is required by 37 CFR 1.17. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 5 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. **DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.**

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.